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**IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)**

**WRIT PETITION No.:- 1555 / 2005. (S.B.)**

**PETITIONERS :-**

1. S. L. Dewangan, Age-52 Years S/o Late Shri Sakharam Dewangan By Occupation: - Inspector (M)
2. R. N. Tiwari, Age-51 Yrs. S/o Shri Shiv Prashad Tiwari By Occupation :- Inspector(M)
3. B. D. Thanapati Age-53Years S/O Shri Dolamani Thanapati Occupation: -Subedar (M)
4. Thakur Ram Sinha Age.59 years S/o Shri Baisakhu Ram Sinha Occupation: -Subedar (M)
5. Rajesh Singh Thakur Age.35 years S/o Shri B. R. Singh Occupation: -Subedar (M)
6. Balvant Singh Gaharval Age. 53 Yrs S/o R. P. Singh, Occupation:- Sub-Inspector (M)
7. N. P. Panday Age. 50years S/o.Late Shri J. P. Panday Occupation:- Sub- Inspector (M)
8. Krishna Kishor Mishra Aged about 42 years S/o Shri Naval Kishor Mishra Sub- Inspector (M)
9. Anand ram Sahu Aged about 48 Years S/o Shri Kali ram Sahu Sub- Inspector (M)
10. Sanjay Kumar Bhagat Aged About 47 Years S/o. Shri Eknath Bhagat Sub- Inspector (M)
11. B.R. Sakhare Age. 45 Years S/o. Shri Shivcharan Sub- Inspector (M)
12. Shri P.L. Singh age. 46 Years S/o.Shri Rameshwar Singh Sub- Inspector (M)

P.R. No. 1530/05 Presented by Shri R.N. Tiwari dated 08.04.05

Prakash Tiwari
ADVOCATE

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**-: V E R S U S :-**

**RESPONDENTS:** -

1. **The State of Chhattisgarh**
Through The Secretary,
Home & Police AFFAIRS,
D.K.S.Mantralaya Bhavan,
Raipur {C.G.}
2. **The Secretary, Finance**
D.K.S.Mantralaya Bhavan,
Raipur {C.G.}
3. **The Director General Of Home guards,**
Mana Camp ,Raipur,
Raipur {C.G.}
4. **The State Of Madhya Pradesh,**
Through The Secretary,
Home {Police} Department,
Vallabh Bhawan, Bhopal {M.P.}

**WRIT PETITION UNDER ARTICLE 226 /227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF THE DIRECTION (S), OR ORDER (S).**

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**आदेश पत्रक**

**मामला क्रमांक** WP No. 1555 **सन्** 05 **200**

..... **विरुद्ध** .....



| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**26-4-2005**

Shri Prakash Tiwari, counsel for the petitioners.

Shri Akhil Agrawal, Panel Lawyer for the State/respondents No.1 to 3.

Heard both the counsel.

The petitioners' case is that they are working in the Police Department (Home Guard) at their respective posts of Sub Inspector (M) in the rank of Ministerial Staff and, therefore, they are entitled for the ad-hoc increase of Rs.70/- in pursuance of the order of the erstwhile State of Madhya Pradesh dated 29-4-84.

Further case of the petitioners is that similarly situated persons approached the State Administrative Tribunal by M.A. No.218/2001 and the State Administrative Tribunal vide its order dated 17-11-2001 passed the order for granting benefit to those petitioners and in pursuance of that the benefit has been extended to those persons. Thereafter, other similarly situated persons approached the High Court of Madhya Pradesh and the Gwalior Bench of that Court by its order dated 10-12-2004 in W.P. No.3113/2004 passed the order for granting benefit to the petitioners. The Gwalior Bench of Madhya Pradesh High Court directed that in case of the petitioners similar benefit should be granted.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**आदेश पत्रक**

**मामला क्रमांक** WP 1555/05 **सन्** **200**

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..... **विरुद्ध** .....

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित -2- | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
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In view of the above orders, the petitioners are claiming the same benefit.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, it is directed that in case the petitioners are also similarly placed persons and working as Ministerial Staff in Home Guard, then they should also be considered for the benefit of circular of Government's order dated 29-4-1984 in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Consequently, I.A. No.3025/2005 also stands disposed of.

Parties are entitled for certified copy of this order.

**Sd/-**
**L.C. Bhadoo**
**Judge**

Barve

(पीछे देखिये)